

August, 2005

PRESS RELEASE

FOR IMMEDIATE RELEASE

MADISON . . . The Department of Regulation and Licensing announced that the following disciplinary orders were issued in July 2005.

Sheryl Ann Aufenkamp – Pharmacist, Aberdeen, S.D. The Pharmacy Examining Board reprimanded Sheryl Ann Aufenkamp and ordered payment of costs of \$100.00. The factual basis of this order is a reprimand of Ms. Aufenkamp by the Michigan State Board of Pharmacy for failure to keep the area designated for controlled substance storage locked while there was not a pharmacist on duty.

Date: July 27, 2005. Section Phar 10.03(17), Wis. Adm. Code.

Jennifer D. Becker – Registered Nurse, Brookfield. The Board of Nursing suspended indefinitely the license to practice as a registered nurse of Jennifer D. Becker and ordered payment of costs of \$400.00. Ms. Becker diverted controlled substances from pharmacies of her employers for her own use. Ms. Becker may after six months request a stay of the suspension if, among other requirements, she enters into and continues drug and alcohol treatment, and submits to periodic drug and alcohol screens.

Date: July 14, 2005. Section N 7.04(2), Wis. Adm. Code.

Jason M. Bellak, M.D. - Physician and Surgeon, Madison. The Medical Examining Board suspended for not less than five years the temporary educational permit to practice medicine and surgery of Dr. Jason Bellak and ordered payment of costs of \$2,100.00. Dr. Bellak reported for work on March 7, 2005 with unprescribed Schedule I controlled substances in his body. Dr. Bellak's suspension is stayed providing he, among other requirements, enrolls in and continues in a drug and alcohol treatment program and submits to periodic drug and alcohol screens.

Date: July 20, 2005. Section Med 10.02(i), (r), and (z), Wis. Adm. Code, and section 961.38(5), Wis. Stats.

Jeff A. Bergmann – Eagle River. The Department of Regulation and Licensing enjoined and prohibited from acting as a home inspector, using the title "home inspector," or a similar title, and from representing himself to be a home inspector. Mr. Bergmann held himself out as being a home inspector while not being licensed as a home inspector.

Date: July 8, 2005. Section 440.9712, Wis. Stats.

George Bolek, M.D. – Medicine and Surgery, Muskego. The Medical Examining Board accepted the surrender of Dr. George Bolek's license to practice medicine and surgery and ordered the payment of costs of \$1,800.00. Dr. Bolek was under investigation for injudicious prescribing of controlled substances without adequate supportive documentation.

Date: July 20, 2005. Section Med 10.02(2)(h) and (m), Wis. Adm. Code.

Michael L. Chew – Pharmacist, Milwaukee. The Pharmacy Examining Board reprimanded Michael Chew, required him to undergo a psychological evaluation, and ordered payment of costs of \$500.00. The Board further ordered that Mr. Chew must be observable by, and within the hearing of, another employee when he is in the presence of any minor female patient in the course of his employment within a pharmacy. Mr. Chew was convicted of using a computer to facilitate a child sex crime the circumstances of which substantially related to the practice of pharmacy.

Date: July 27, 2005. Sections 450.10(1)(a)2. and 450.10(1)(b)1., Wis. Stats.

Karen L. Doering – Physical Therapist, Sheboygan. The Physical Therapists Affiliated Credentialing Board suspended the license to practice physical therapy of Karen Doering and ordered that the suspension may be stayed provided that Ms. Doering maintain continuous sobriety and successfully participate in a drug and alcohol treatment program. Ms. Doering reported for work under the influence of an intoxicant in 2001 and subsequently failed to comply with the terms of an impaired professional agreement.

Dated: July 15, 2005. Section PT 7.02(9), Wis. Adm. Code.

Diana L. Fehrenbach, R.N. – Registered Nurse, Berlin. The Board of Nursing suspended the license to practice as a registered nurse of Diana Fehrenbach, ordered her to pay costs of \$1350, and stayed the suspension, provided that, among other requirements, she participates in a drug monitoring program and abstains from all personal use of controlled substances except when prescribed by a practitioner for a legitimate medical condition. Ms. Fehrenbach pled no contest to one count of feloniously obtaining a controlled substance by fraud.

Date: July 14, 2005. Section N 7.04(1), Wis. Adm. Code.

Kristine M. Kohlmann, R.N. – Registered Nurse, Milwaukee. The Board of Nursing suspended the license to practice as a registered nurse of Kristine Kohlmann, and ordered the payment of costs of \$1700. Ms. Kohlmann may obtain a stay of the suspension if she enters into and continues in a drug and alcohol treatment program, abstains from all personal use of alcohol, and participates in a drug and alcohol monitoring program. Ms. Kohlmann is the subject of allegations of diverting controlled substances for personal use while working as a nurse, and tested positive for marijuana on several occasions while employed as a registered nurse.

Date: July 14, 2005. Section 441.07(1)(b), Wis. Stats. and section N 7.04(2), Wis. Adm. Code.

Christopher J. Kunkel – Land Surveyor, New Berlin. The Land Surveyor Section of the Examining Board of Architects, Landscape Architects, Professional Engineers,

Designers and Land Surveyors reprimanded Christopher Kunkel and ordered payment of costs of \$1300. Mr. Kunkel prepared a certified survey map which failed to note that a boundary varied from the recorded deed, and failed to adequately describe all monuments used for determining the location of the parcel.

Date: July 27, 2005. Sections A-E 7.05(3) and (4), and A-E 8.03(3)(a) and (b), Wis. Adm. Code.

Howard J. Lubin, DDS – Dentistry, Green Bay. The Dentistry Examining Board suspended the license of Howard J. Lubin to practice dentistry for one year, ordered payment of costs of \$9,000 and a forfeiture of \$5000, required continuing education, and limited subsequent dental practice to require practice under supervision of a Board approved mentor. The department received complaints that Dr. Lubin negligently performed root canals, Dr. Lubin failed to properly report his endodontic work as required by a previous order, and failed to produce complete treatment records requested by the department.

Date: July 13, 2005. Sections 447.07(3)(a), 447.03(h) and 447.07(3)(n), Wis. Stats, and Sections DE 5.02(5), DE 5.02(7), DE 5.02(17) and DE 5.02(25), Wis. Adm. Code.

Freeman Moore, MD – Medicine and Surgery, Appleton. The Medical Examining Board reprimanded Dr. Freeman Moore, ordered payment of costs of \$1,200, and required that Dr. Moore successfully complete continuing medical education in identifying and treating central line infections. Dr. Moore failed to adequately treat on an emergency basis a three year old patient with a history of central line infections.

Date: July 20, 2005. Section Med 10.02(2)(h), Wis. Adm. Code.

Beth Rataczak – Registered Nurse, Portage. The Board of Nursing ordered payment of costs of \$600 and limited the license to practice as a registered nurse of Beth Rataczak as follows: for not less than two years Ms. Rataczak shall, among other requirements, practice only in approved work settings under direct supervision, and, among other requirements, shall successfully participate in a program of psychotherapy. Ms. Rataczak failed to perform an assessment or evaluation of an ill inmate at the correctional institution where Ms. Rataczak was employed.

Date: July 14, 2005. Section 441.07(1)(b), Wis. Stats., and sections N 7.03(1)(a) and (b), and 7.04(4), Wis. Adm. Code.

Rabin Worldwide – Auction Company, San Francisco, CA. The Auctioneer Board reprimanded Rabin Worldwide and ordered payment of costs of \$1,000. Rabin Worldwide allowed an unlicensed company and person to use its license number to conduct an auction in Wisconsin, and failed to include in its advertisement the name of the auctioneer, the statement “Registered Wisconsin Auctioneer,” the terms and conditions for payment, and the statement “Buyers Fee” or “Buyer’s Surcharge” which indicates a condition of sale for the prospective buyer.

Date: July 19, 2005. Sections 480.08(1)(b) and 480.24(2)(e) and (f), Wis. Stats., and sections RL 123.03(1)-(4) and RL 126.02(2), Wis. Adm. Code.

Carl Rucker and Rucker Detective Agency – Private Detective and Private Detective Agency, Milwaukee. The Department of Regulation and Licensing suspended the license to practice as a private detective of Carl Rucker for 90 days, reprimanded the Rucker Detective Agency, and ordered payment of the costs of the disciplinary proceeding. Mr. Rucker assigned persons to perform security personnel duties who did not possess permits for providing security services, and provided false information to the Department.

Date: July 18, 2005. Sections RL 35.01(13) and (18), and RL 35.02, Wis. Adm. Code.

John Michael Sapp – Social Worker, Fort Atkinson. The Social Worker Section of the Marriage and Family Therapy, Professional Counseling and Social Work Examining Board revoked the advance practice social worker certificate of John Michael Sapp, and ordered payment of full costs. As a case worker for county human services department Mr. Sapp committed repeated acts of negligence with clients including failure to contact assigned clients and inappropriate behavior with clients.

Date: July 12, 2005. Section 457.26(2)(f), Wis. Stats., and section MPSW 20.02(22), Wis. Adm. Code.

Christine M. Stewart – Registered Nurse, Racine. The Board of Nursing reprimanded Christine Stewart and ordered payment of costs of \$350. Ms. Stewart failed to properly reinsert a gastrostomy feeding tube, and failed to inform the on-call physician that the gastrostomy tube had only recently been started.

Date: July 14, 2005. Section 441.07(1)(b), Wis. Stats. and sections N 6.03(2) and N 7.03(1)(a), Wis. Adm. Code.

Randall H Straub, DDS – Dentistry, Sun Prairie. The Dentistry Examining Board reprimanded Randall H. Straub and ordered completion of courses in treatment and treatment planning for orthodontic treatment, and payment of a forfeiture of \$750 and payment of costs of \$2,200. Dr. Straub failed to perform routine dental hygiene and regular general dental examination to identify dental caries or other dental pathology while a patient was receiving orthodontic treatment.

Date: July 13, 2005. Section DE 5.02(5), Wis. Adm. Code.

Mary V. Sullivan – Registered Nurse, West Bend. The Board of Nursing suspended the license to practice as a registered nurse of Mary V. Sullivan, ordered payment of costs of \$550, and ordered, among other requirements, that Ms. Sullivan enter into and continue in a program of drug and alcohol treatment, abstain from all personal use of alcohol, participate in a drug and alcohol monitoring program, and practice only under

the general supervision of a licensed nurse approved by the Board. Ms. Sullivan was convicted of misdemeanor theft of opioids from her employer, a nursing home.

Date: July 14, 2005. Sections 441.07(1)(b), (c) and (d), Wis. Stats. and sections N 7.03(1)(a), (b), (c), and (e), and N 7.04(1) and (15), Wis. Adm. Code.

United States Liquidators, Inc. – Auction Company, Herndon, VA. The Auctioneer Board reprimanded United States Liquidators, Inc. and ordered payment of costs of \$1,800. United States Liquidators conducted an auction without having first registered as an auction company, and failed to include required information in advertisements for auctions in Wisconsin.

Date: July 19, 2005. Section 480.08(1)(b), Wis. Stats., and sections RL 123.03 (1), (2) and (4), and RL 126.02(2).

Richard L Vander Heyden, DDS – Dentistry, Green Bay. The Dentistry Examining Board revoked the license to practice dentistry of Dr. Richard Vander Heyden, and ordered payment of full costs of the disciplinary process. Dr. Vander Heyden practiced beyond the scope of dentistry by attempting to diagnose and treat systemic diseases and allergies of patients, and failed to respond to requests by the Department for information relating to his practice.

Date: July 13, 2005. Sections 447.07(3)(a) and (f), Wis. Stats., and DE 5.02(3), Wis. Adm. Code.

Jodie M. Warren – Registered Nurse, Onalaska. The Board of Nursing limited the license to practice as a registered nurse of Jodie M. Warren in that she shall, among other requirements, practice only under the general supervision of a supervising nurse approved by the Board, complete coursework in the administration of medications and documentation of medication administration, and pay costs of the disciplinary proceeding of \$2,975. Ms. Warren failed to verify that she was administering a drug ordered for a patient prior to administering the drug and administered the wrong drug to the patient on three occasions.

Date: July 14, 2005. Section N 7.03(1)(b), Wis. Adm. Code.

Terry L. Weinert – Registered Nurse, Rice Lake. The Board of Nursing reprimanded Terry Weinert and limited her license to practice as a registered nurse to require completion of education in medication errors, nursing ethics and cardiovascular problems of the elderly, and payment of costs of \$1,100. Ms. Weinert administered medications to the wrong patient in a nursing home and failed to immediately inform the charge nurse.

Date: July 14, 2005. Section 441.07(1)(b) and (c), Wis. Stats., and sections N7.03(1)(a), (b), (c), and (e), Wis. Adm. Code.

Vernon W. Wheat – Auctioneer, Fulshear, Texas. The Auctioneer Board reprimanded Vernon Wheat and ordered payment of costs of \$300. Mr. Wheat assisted in unlicensed practice when he conducted an auction with an auction company that was not licensed to conduct auctions in Wisconsin.

Date: July 19, 2005. Section 480.08(1)(b), Wis. Stats., and section 126.02(2), Wis. Adm. Code.

George J. Witteman, MD – Medicine and Surgery, Wausau. The Medical Examining Board reprimanded Dr. George Witteman, ordered payment of costs of \$500, and required that Dr. Witteman complete continuing education in ocular emergencies or in retinal disease. Dr. Witteman failed to examine a patient who arrived in the emergency room with a possible retinal tear placing the patient at an increased risk for further damage to her eye.

Date: July 20, 2005. Section Med 10.02(2)(h), Wis. Adm. Code.